

EXHIBIT E
BULL RUN FILTRATION FACILITY
CONFIDENTIALITY STATEMENT

Date: _____

To: Jonathan Johnson, Bull Run Treatment Facility Project Manager
City of Portland Water Bureau
1120 SW 5th Ave., Suite 600
Portland, OR 97204

By signing this letter the Contractor, Subcontractor, vendor and agent for itself and on behalf of its employees and agents agrees to adhere to the following procedures:

Disclosure of any information designated as “for non-disclosure” or “confidential” when gathered as part of the design and construction of the Bull Run Treatment Facility has the potential to pose a significant risk to public health and safety and shall be a breach of the terms of this contract unless otherwise required by Federal or State law. The CONTRACTOR shall make provisions to secure all project records designated by the City “for non-disclosure” or “confidential” including drafts. After completing the Project, the CONTRACTOR shall deliver to the City all drafts and all documents obtained from the City or generated during the course of this Project designated as “for non-disclosure” or “confidential”, unless otherwise authorized by the City. All final documents designated for “non-disclosure” or “confidential” shall be stamped on each page “NOT FOR PUBLIC DISCLOSURE” or “CONFIDENTIAL”. The CONTRACTOR shall not make available or use any system information, drafts or reports for any purpose without the written consent of the Portland Water Bureau.

All confidential documents shall be returned to the Owner not later than 30 days after Acceptance of Work to the person listed above.

The Contractor/Subcontractors, their employees and their Subcontractor, vendors, and agents shall NOT post electronically to any website or ftp site any document designated for “NON-DISCLOSURE” or “CONFIDENTIAL”.

Public safety may require limiting access to public work sites, public facilities, and public offices, sometimes with little advance notice. The CONTRACTOR shall anticipate delays in such places and include the cost of delay in the costs in its proposal. The CONTRACTOR, their employees and Subcontractor employees, Vendors, and Agents shall follow the City of Portland Water Bureau’s (PWB) Facility Security Access procedures and shall carry sufficient identification to show by whom they are employed and display it upon request to security personnel. City project managers have discretion to require the Prime CM/GC PROPOSER/Subcontractors/ CONTRACTOR and their Subcontractors and agents to be escorted to and from any public office, facility or work site if national or local security appears to require it.

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The CONTRACTOR shall impose these same requirements on all employees, agents and subcontractors in the subcontracts unless otherwise agreed with the Bureau.

CONTRACTOR agrees that any breach of the CONTRACT shall cause irreparable harm to the City and without limitation of any other remedy; the City may obtain injunctive relief to prevent disclosure. Jurisdiction and venue shall be in the Circuit Court of the State of Oregon for the County of Multnomah.

Signed by:

Corporation /Company

Company Address

Print Name

Signature

Title

Confidential Document Number

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